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UBER TECHNOLOGIES, INC.  
17 and OTTOMOTTO LLC

18 UNITED STATES DISTRICT COURT  
19 NORTHERN DISTRICT OF CALIFORNIA  
20 SAN FRANCISCO DIVISION

21 WAYMO LLC,  
22 Plaintiff,  
23 v.  
24 UBER TECHNOLOGIES, INC.,  
25 OTTOMOTTO LLC; OTTO TRUCKING  
26 LLC,  
27 Defendants.  
28

Case No. 3:17-cv-00939-WHA

**DEFENDANTS UBER  
TECHNOLOGIES, INC. AND  
OTTOMOTTO LLC'S MOTION FOR  
PROTECTIVE ORDER REGARDING  
DUE DILIGENCE REPORT**

Trial Date: October 10, 2017

1 In its September 15, 2017 Order (Dkt. 1596), this Court noted that any motion for  
2 protective order must be filed by noon on September 19 and that failure to do so would waive any  
3 argument to keep the diligence report confidential in this action. With this motion, Defendants  
4 Uber Technologies, Inc. and Ottomotto LLC raise an issue relevant to that Order. There are  
5 certain items referenced in the diligence report that are unrelated to the nine trade secrets at issue  
6 in this litigation. For example, any reference to potential solicitation would not be relevant to  
7 whether Uber or Ottomotto has misappropriated the nine trade secrets at issue. We believe this  
8 concern may be remedied at trial by providing the jury with a slightly redacted diligence report to  
9 ensure that the verdict is based only on relevant evidence. Uber and Ottomotto will confer with  
10 Waymo regarding this concern and is prepared to discuss this issue at the Pretrial Conference, or  
11 at any other time convenient for the Court.

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13 Dated: September 19, 2017

MORRISON & FOERSTER LLP

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15 By: /s/ Arturo J. González

ARTURO J. GONZÁLEZ

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